

REFERENCE TITLE: presidential preference election; early voting

State of Arizona  
Senate  
Forty-eighth Legislature  
Second Regular Session  
2008

## **SB 1015**

Introduced by  
Senator Gray C

AN ACT

AMENDING SECTION 16-246, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2007, CHAPTER 183, SECTION 3; REPEALING SECTION 16-246, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2007, CHAPTER 168, SECTION 3; RELATING TO PRESIDENTIAL PREFERENCE ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 16-246, Arizona Revised Statutes, as amended by  
3 Laws 2007, chapter 183, section 3, is amended to read:

4 16-246. Early balloting; satellite locations; additional  
5 procedures

6 A. Within ninety days preceding the Saturday before the presidential  
7 preference election and not later than 5:00 p.m. on the eleventh day  
8 preceding the election, any elector who is eligible to vote in the  
9 presidential preference election may make a verbal or signed, written request  
10 for an official early ballot to the county recorder or other officer in  
11 charge of elections for the county in which the elector is registered to  
12 vote. If the request is verbal, the requesting elector shall provide the  
13 date of birth and birthplace or other information that if compared to the  
14 voter registration records for that elector would confirm the identity of the  
15 elector.

16 B. Absent uniformed services voters or overseas voters who are  
17 otherwise eligible to vote in the election may vote as prescribed by sections  
18 16-543, 16-543.01 and 16-543.02. The list of candidates that is sent as  
19 prescribed by section 16-543.01 shall be a list of all candidates who have  
20 qualified for the presidential preference ballot by the forty-sixth day  
21 before the presidential preference election.

22 C. The county recorder or other officer in charge of elections may  
23 establish on-site early voting locations at the office of the county recorder  
24 or at other locations in the county deemed necessary or appropriate by the  
25 recorder. Early voting shall begin ~~within the time limits prescribed in~~  
26 ~~section 16-542 unless otherwise prescribed by this section~~ \_\_\_\_\_ DAYS  
27 BEFORE THE PRESIDENTIAL PREFERENCE ELECTION AND SHALL END ON THE FRIDAY  
28 BEFORE THE PRESIDENTIAL PREFERENCE ELECTION.

29 D. The county recorder or other officer in charge of elections shall  
30 send by nonforwardable mail that is marked with the statement required by the  
31 postmaster to receive an address correction notification any early ballots  
32 that are requested pursuant to subsections A and B of this section and shall  
33 include a preaddressed envelope for the elector to return the completed  
34 ballot.

35 E. The county recorder or other officer in charge of elections shall  
36 provide to each election board an appropriate alphabetized list of voters who  
37 have requested and have been sent an early ballot. Any person who is on that  
38 list of voters and who was sent an early ballot shall not vote at the polling  
39 place for that election precinct except as prescribed by section 16-579,  
40 subsection C.

41 F. The county recorder or other officer in charge of elections may  
42 provide for any of the following in the same manner prescribed by law for  
43 other elections:

- 44 1. Special election boards.

1           2. Emergency balloting for persons who experience an emergency after  
2 5:00 p.m. on the Friday preceding the presidential preference election and  
3 before 5:00 p.m. on the Monday immediately preceding the presidential  
4 preference election.

5           G. Sections 16-550, 16-551 and 16-552 govern the use of early  
6 balloting for the presidential preference election.

7           Sec. 2. Repeal

8           Section 16-246, Arizona Revised Statutes, as amended by Laws 2007,  
9 chapter 168, section 3, is repealed.

10          Sec. 3. Emergency

11          This act is an emergency measure that is necessary to preserve the  
12 public peace, health or safety and is operative immediately as provided by  
13 law.